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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

January 29, 2003

ORIGINAL

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
236 Massachusetts Avenue, NE
Suite #110
Washington, DC 20002

*Re: Proposal of Wireless Communications Association International, National
ITFS Association and Catholic Television Network for Revisions to MDS and
ZIFS Rules—RM-10586—NOTICE OF EX PARTE PRESENTATION*

Dear Ms. Dortch:

Yesterday, John Schwartz of the Instructional Telecommunications Foundation, Jose Luis Rodriguez of the Hispanic Information and Telecommunications Network ("HITN"), John Primeau of the North American Catholic Educational Programming Foundation, Jose Padilla of the Illinois Institute of Technology and Rudolf Geist, counsel to HITN, joined me in a series of meetings with Jennifer Manner, counsel to Commissioner Abernathy, Kathleen O'Brien Ham, Peter Tenhula and other staff members of the Wireless Bureau, Barry Ohlson, counsel to Commissioner Adelstein, Sam Feder, counsel to Commissioner Martin and Brian Tremont, counsel to Chairman Powell.

Among the topics addressed during the meeting was the October 7, 2002 White Paper filed by WCA, NIA and CTN proposing a revised regulatory regime for the Multipoint Distribution Service ("MDS") and the Instructional Television Fixed Service ("ITFS") and the comments filed on November 14, 2002 by the ITFS Spectrum Development Alliance. The participants emphasized the importance of adoption of rule changes to facilitate transition to two-way and the need to develop transition rules that are even-handed and unambiguous in order to expedite the transition and minimize disputes. Participants also emphasized the need to suspend the current construction deadlines for incumbent MDS and ITFS stations to construct video systems given the upcoming transition to broadband services.

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Should you have any question regarding this notice please contact the undersigned.

Respectfully submitted,



Leslie A. Harris
President

cc:

Jennifer Manner

Peter Tenhula

Kathleen O'Brien Ham

Barry Ohlson

Sam Feder

Brian Tremont

¹ The Instructional Telecommunications Foundation, the Hispanic Information and Telecommunications Network and the North America Catholic Educational Programming Foundation are members of the ITFS Spectrum Development Alliance, Inc. formed in 1999. The Alliance is composed of seven organizations that are licensed to operate ITFS systems in almost 100 communities nationwide. The Alliance is a non-profit organization intended to provide member licensees with the full complement of technical and business representation to convert successfully to digital-two-way operations.

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